

DOCKET NO.: ISIS-2960

PATENT

#36  
RCE  
6/14/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of:**

**Cowsert et al.**

**Application No.: 09/067,638**

**Confirmation No.: 1414**

**Filing Date: April 28, 1998**

**Group Art Unit: 1631**

**For: SYSTEM OF COMPONENTS FOR PREPARING OLIGONUCLEOTIDES**

**EXPRESS MAIL LABEL NO: EV160094759US  
DATE OF DEPOSIT: May 16, 2003**

Mail Stop  AF  
 ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**

**MAY 16 2003**

**OFFICE OF PETITIONS**

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

1. Submission required under 37 CFR § 1.114

Previously submitted

filed on  Consider the amendment(s)/reply under 37 CFR § 1.116 previously  
. (Any unentered amendment(s) referred to above will be entered).

filed on  Consider the arguments in the Appeal Brief or Reply Brief previously

Other: .

Enclosed

Amendment/Reply

Affidavit(s)/Declaration(s)

Supplemental Information Disclosure Statement (IDS)

Other:

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## 2. Miscellaneous

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Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of      months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR §1.17(i) required)

## FEE CALCULATION:

				SMALL ENTITY	NOT SMALL ENTITY		
<input checked="" type="checkbox"/> RCE BASIC FILING FEE				\$375.00	\$	\$750.00	\$750.00
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	5	20 (20 MINIMUM)	0	\$9 EACH	\$	\$18 EACH	\$0.00
INDEP. CLAIMS	4	4 (3 MINIMUM)	0	\$42 EACH	\$	\$84 EACH	\$0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$	\$290	\$0.00
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$0.00
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$205	\$	\$410	\$0.00
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$465	\$	\$930	\$0.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$725	\$	\$1450	\$0.00
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief)				\$985	\$	\$1970	\$0.00
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$ )	minus	(\$0.00)
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$0.00
TOTAL FEE DUE					\$		\$750.00

A check in the amount of \$750.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

Please charge Deposit Account No. 23-3050 in the amount of \$ .00. This sheet is attached in duplicate.

A response to the      dated      was due on      . Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from      to and through      comprising an extension of the shortened statutory period of      month(s).

- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: May 16, 2003



\_\_\_\_\_  
Daniel D. Biesterveld  
Registration No. 45,898

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Telephone: (215) 568-3100  
Facsimile: (215) 568-3439

DOCKET NO.: ISIS-2960

*#35*  
SPPC.  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of:**

**Lex M. Cowser, et al.**

**Confirmation No.: 1414**

**Application No.: 09/067,638**

**Group Art Unit: 1631**

**Filing Date: April 28, 1998**

**Examiner: Ardin H. Marschel**

**For: SYSTEM OF COMPONENTS FOR PREPARING OLIGONUCLEOTIDES**

**EXPRESS MAIL LABEL NO: EV160094759US  
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**OFFICE OF PETITIONS**

Dear Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or

before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with  the first or  second After Final Submission, therefore:

Certification in Accordance with § 1.97(e) is attached; or

The fee of \$180.00 as set forth in § 1.17(p) is attached.

In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

Certification in Accordance with § 1.97(e) is attached;  
or

The fee of \$180.00 as set forth in § 1.17(p) is attached.

In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

Copies of references listed on the attached Form PTO-1449 are enclosed herewith

EXCEPT THAT:

In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:

Copies of references [list as appropriate] listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. , filed .

If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

Enclosed is a copy of the EPO Supplemental Partial European Search Report dated March 28, 2003 (number 243 on the PTO-1449), which indicates the references considered to be relevant.

There are no listed references which are not in the English language.

Date: May 16, 2003



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